P. F. 18 of 95

G. R. S. IX-5]

Previous references.

1894-95
~~192~~
(L.D.)

File No. 107 of 94.

Serial Nos. 1 to 6.

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 6.

Part ~~B~~ for July 1895

SUBJECT.

Cancellation of the sale of ~~the~~ land in Mangalchaits, Mouza Sabak.

Endorsed

WD 2233—GPB—20,000—14-6-20

No. 747 Encl
576

D. Commissioner's Office
Shimoga District
21st December 1894
26th February 1895

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

I have the honor to report that Khalēdars Venkannachari and Raghavendra Rao having failed to pay up the arrears amounting to Rs 154-14-0 on the lands jointly registered in their names in Six villages in the Honnali Taluk, the lands were attached, and one of them Viz Survey No. 26 of the Angalihalli village was sold by public auction to Patēl Siddaramaiya of the village for Rs 170/- on the 25th June last.

2. The purchaser having paid the full amount of the purchase money, the Sale was Confirmed on the 26th July.

3. On the 13th August, one Donné Veeraiya, the mortgagee in possession of the land presented a petition to me and stated that the Patél in collusion with Venkammachari brought about the sale of the land — without petitioners' knowledge, and on enquiry the statement of the petitioner was found to be true.

4. Petitioner, soon after the sale, complained to the Taluk, but the Taluk Sheristadar without enquiring into the matter returned the Complaint on the pretext that a wrong number of the land was quoted in the petition.

5. Any how it was clear that the Patél, who is an attesting witness of the mortgage deed and who knew full well that the land was in the enjoyment of the petitioner, — Could have easily recovered the arrears amounting only to Rs. 24/- from the petitioner, and that the Patél acted mischievously in the case in Concert with the Khatédar named above

Gen. Serial No. 31.] 11117.

1894 R2995
Pet: 632

From The Commissioner
Shimoga

To The Chief
The Secretary to the
Dewan of Mysore.

Dated 21st December/94

Despatched 26 February/95

Received

Enclosures—No. 1

General No. 749
No. 576

Forwards a Refund Bill for
Rs 154-14-0, for Sanction,
in favor of Patil Siddanaiya
of Mugalihalli village, Honnali
Taluk

Rev 1/3/95

Rev 2/3

Recd 15/6/95

19/5/95

above, who evidently is ill disposed towards the petitioner.

6. Further it was found that the Demand Notice was not at all served on Raghavendra Rao, a resident of Mysore. The other joint Khatedar — employed in the Mysore District Police Office.

7. The petitioner having agreed to pay up the arrears on the land sold, but had not yet been made over to the purchaser, its sale was cancelled in anticipation of sanction of Government, and the Amildar — ordered to receive the arrears from the petitioner and credit to the Treasury.

8. A refund bill for Rs 154-14-- in favor of the purchaser credited to the Land Revenue out of the Sale amount is submitted for — sanction, the balance viz Rs 15-2-- being held in the Revenue Deposit.

9. The Patel has already been punished by temporary suspension

for his misconduct with a severe warning for the future.

I have the honor to be
Sir,
Your most obed.t Servant.

Alex.r C. Cumming, A.D.C.
& Commissioner
Shimoga District

7

in anticipation of Govt. Sanction was approved by Government. If so, the order of Government may be quoted.

"By Order"

20/4/95

22/4

for Chief Secy

21/4/95

Draft letter to Government

No. (2)

L-02 | 107-94-2

The Deputy Commissioner
Shimoga District

Dated 22-4-95
24
No. ~~2617~~ 18077 R.R. 14-94

With letter No. 576 dated 21st December 1894, submitting for sanction a refund bill in favour of Patel Siddaramaiya of Ellugalihalli village, Honnali Taluk for Rs. 10-4-0 being the amount of fair assessment, readings & cesses in Survey No. 26, the sale of which was subsequently cancelled.

With reference to the above, I am to request the Deputy Commissioner to inquire whether the Deputy Commissioner's action in cancelling the sale of ~~the land~~ the land in question

~~the Ellugalihalli village~~

(2)

8

(General Serial No. 130.)

OFFICE OF THE CHIEF SECRETARY
14882
MAY 96
4106.

1895

From The Offg: Asst to Commissioner
Chikmagalur
P.F: 633

To

The Chief Secretary to the ~~Govt~~ Govt
of Mysore.

Dated 20 May 1895

Despatched

Received

Enclosures No. —

General No. [illegible] & 14/5/95
No. 570

Submitted for orders with the draft originally prepared
K 13/5/95 L.R. 107-94-3

If necessary the patel concerned be shown the cancellation of the sale & the amount refunded to him. The money should be credited to Mysore Chalan 14/5/95
Noted. Chalan to be transferred to the Revenue Head
K 14/5/95 — 14/5/95

To be transferred to Revenue Br: for further action
K 14/5

Rec'd 15/5/95

1. Letter of 8th inst —
2. Petition & Land Assessment & the mortgage & Kabuliat
3. Draft for calling for remarks

14/5
Drafted
SVR 17/5.

Submitted for orders
K 17/5

Sanctioned as the proposal
17/5

When the cancellation of the sale is effected the amount may be refunded to the purchaser
Noted 23/7/95 — 6/5

10/96

1894-95

From The Asst. Settlement Commissioner
Nuwara Eliya District

To The Chief Secretary to the
Government of Ceylon

Dated 22nd May 1895.

No 1341/407 } 1894-95

Sir —

I have Docket No. 5077 dated 20th
Nov. 16-94 whether the Settlement
Commissioner's action of Cancelling
the Sale of the land bearing Survey
No 26 in the holding of Vencana-
Clear and Another, Revenue De-
faulter, in anticipation of Gov-
ernment Sanction was approved
by Government - If so, the order
of Government may be quoted.

—

With reference to the above,
I have the honor to state that
this Office letter No 1747 dated 21st
December last, 576 meant to
obtain sanction of Government

to the

Action for the Declaration
Action in cancelling the sale
of the land in question and for
the refund of the sale proceeds
ie Rs 154-14-4

2. No previous application was
obtained regarding the cancellation
of the sale referred to in the above.

Plaintiff

Defendant

From

To

Dated

Despatched

Received

Enclosures No.

General No.

No.

14

(6)

Proceedings of the Govt of Mys

F-82-107-94-6. Read:—

(1) Letter No 747/576 dated 26th February 1895 from the Deputy Comm^r of Shimoga, stating that the sale ~~by Patel Sidramaiya~~ of S. No 26 in the joint ~~of~~ Khata of Venkannachari and Raghavendra Rao, in the village of Mugalihalli, Honnali Taluk, held for recovery of arrears of Revenue due by the Khatadars, was cancelled, in anticipation of the sanction of Government; as, on the complaint of one Donne Virayya, the mortgagee in possession of the land, it was found that the Patel of the village who bought the land at the sale was aware of the mortgage and of the mortgagee's possession but though the appeal and could have, therefore, been easily recovered from him pay the mortgage yet the arrear ~~Rs 15-0-0~~ Rs 11

~~mischievously brought about~~
was brought about
the sale, in collusion ——
with Venkannachari, without the
~~Deputy Tahsildar's~~ knowledge of the mortgagee
~~and without notice to the Shekhedar;~~
and submitting a refund
bill in favour of the purchaser,
for Rs 154-14-0, credited to
Government out of the sale amount.

(2) Correspondence ending
with the Shimoga Deputy
Commr's docket-No $\frac{1150}{881}$, dated
22nd May 1895; and the records
connected with the case.

——"——

Order thereon. No. 1396-7
P.F. 1895
dy 31.7.95.

Under the circumstances
reported, the sale will be
cancelled, as recommended
by the Deputy Commissioner.

2. The refund bill for —
Rs 154-14-0 is sanctioned.

P.
31-7-95
Revenue Secretary

Draft-
Council order
SK 2/7

To
The Deputy Commr
Shimoga District with
records & cancelled bill.

To the Comptr

11

L.O. 107-94-4

To

Urgent

The A. Crown;
Srivijaya de Alwis

Dated. 17-5-95
No. 21045
Ref: 1042

His Excellency's No. 1041 dated
2nd May 1895 requesting sanction to
the Cancellation of Survey
of Survey No: 26 in Mugalan
Kalli Village, Kotmale
Forest from Sivramaiya.

With reference to the above
has the honour to request
that the records connected
with the case may be
submitted as to reach this office on,
or before the 1st June 95.

By order

17/5

Draft

Offg: Chief Secy.

S.M.R.
17/5.

17/5

Rio 10/5

12

Gen. Serial No. 31.]

(67)

1895

OFFICE OF THE
1605
25 MAY 1895
MYSORE

From The Deputy Commissioner
Shimoga District
Pct: 664

To The Chief
Secretary to the Government
~~Dewan~~ of Mysore.

Dated 22 May 1895.
Despatched 3
Received 3

Enclosures—No. one : record

General No. 1150
No. 881.

Submitting the records connected with the Sale of Survey No 26 in Sriganchalli village, Honnalli Taluq.

Peta Mr. Murr
25/5/95

To 2nd Issue.
If note has not been issued up to 1st of January.
Please keep description of date when are required
GM 31/5
Notice issued on 18/6

L-R-107-9L-5

1895

From.

The Deputy Commissioner
Shimoga District

To

The City Secretary to the
Government of Mysore

Dated 22nd May

A/c 1150/881 re: Sale of land

City Secretary's receipt No 2065 of 1642 1/5 Instant, requesting submission of the records connected with the sale of Survey No 25 in Bagalihalli village, Honnali Taluk to one Siddramaiya.

I have the honor to submit herewith the records referred to in the above.

M. Venkatachar
Offg: Deputy Commissioner
Shimoga District

DDC